



Appln. No. 09/678,252
Infor. Discl. Stmt. dated March 1, 2004

PATENT
Customer No. 22,852
Attorney Docket No. 7451.0001-15
InterTrust Ref. No.: IT-5.0.1.1 (US)

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office to Addressee" service under 37 CFR § 1.10, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 1, 2004. Express Mail Label Nos.: EV 398888113 US

Signed: Cindy Baglietto
Cindy Baglietto

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

GINTER et al.

Application No.: 09/678,252

Filed: October 3, 2000

For: SYSTEMS AND METHODS FOR
SECURE TRANSACTION
MANAGEMENT AND
ELECTRONIC RIGHTS
PROTECTION

)
)
) Group Art Unit: 2132
)
) Examiner: DARROW, Justin T.
)
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)

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Technology Center 2100

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p). Please charge the fee of \$180.00 to Deposit Account No. 06-0916.

Most of the references listed on the attached form PTO-1449 were previously submitted in a Response to Office Action for serial no. 10/157,061 via Express Mail on February 23, 2004. The additional references which are being brought to the Examiner's attention are attached. All references were documents cited by Microsoft in the related litigation. Many of these documents were brought to the attention of the Office in an earlier notice of related litigation.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

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If there is any fee due in connection with the filing of this Statement, please
charge the fee to our Deposit Account No. 06-0916.

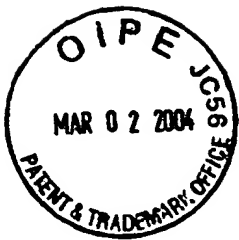
Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: March 1, 2004

By: _____


Andrew B. Schwaab
Reg. No. 38,611



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Group Art Unit: 2132

Examiner: DARROW, Justin T.

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Technology Center 2100

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE UNDER 37 C.F.R. § 1.56:
NOTICE OF INTERFERENCE

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants submit this Information Disclosure/IDS to bring to the attention of the Examiner the information below. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p); please charge this fee to our Deposit Account No. 06-0916. This submission is being filed after the events

recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance.

Applicants hereby advise the Examiner that U.S. Pat. Appln. No. 09/411,205 ("the Ginter '205 application"), assigned to InterTrust Technologies Corporation, has become involved in an interference, entitled Benson v. Ginter, Patent Interference No. 105,142. Applicants enclose a copy of the Notice Declaring Interference, dated September 4, 2003 (Exhibit A), as well as attachments to the Notice.

The interference has been declared between the Ginter '205 application and U.S. Patent No. 5,845,281 to Benson (Benson I), U.S. Patent Appln. No. 09/164,606 to Benson (Benson II), and U.S. Patent Appln. No. 09/321,386 to Benson (Benson III). A copy of Benson I is attached as Exhibit B, while Exhibits C and D are listings of the claims of Benson II and III. The instant application and Ginter '205 both claim priority from the same ancestor application, Appln No. 08/388,107. The claims of the involved Ginter '205 application are attached as Exhibit E. The three Counts in the interference are described in Part F of the Notice (Exhibit A) and again in the Examiner's Interference Memorandum and accompanying comments, attached hereto as Exhibit F.

A second interference involving Macrovision and InterTrust was declared on December 18, 2003. A copy of the Notice is attached hereto as Exhibit G. Interference No. 105,193 involved InterTrust patents U.S. Pat Nos. 5,920,861; 5,982,891; 6,138,119; and 6,253,193, and Benson patent applications Benson II and III. The instant application and U.S. Patent Nos. 5,982,891 and 6,253,193 all claim the benefit of priority of the same parent application, Appln No. 08/388,107.

The co-pending subject application is also assigned to InterTrust and may claim related subject matter to the involved Ginter '205 application. In addition, the co-


pending subject application may be related to the Ginter '205 application by: 1) claiming the benefit of priority of the Ginter '205 application or any of its parent applications; 2) incorporating by reference the Ginter '205 application or any of its parent applications; and/or 3) containing statements that it is or may be related to the Ginter '205 application or any of its parent applications.

If there is any additional fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: March 1, 2004

By: 
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05/28/2004